IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 9219 of 2005

Between:

Nelakurthi Mallikharjuna Rao S/o. Pitchayya,
R/o. Palakol, West Godavari District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh,

Rep. by its Secretary, School Education,
Secretariat Buildings, Hyderabad.
2 The Commissioner & Director of School Education,

Andhra Pradesh, Saifabad, Hyderabad.
3 The Regional Joint Director of School Education,

Kakinada, East Godavari District.
4 The DIstrict Educational Officer, West Godavari District at Eluru.
5 Taylor High School Committee, Narasapur,

Rep. by its Secretary, and Correspondent,

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or Order or Direction, more particularly one in the nature of writ of Mandamus, declaring the action of the Respondents in not taking appropriate action for issuance of appointment order to the Petitioner herein, who was selected by the duly constituted Staff Selection Committee on
17-9-2004 to the aided post of Secondary Grade Assistant in Taylor High School, Narsapur, West Godavari District, as arbitrary and illegal and consequently direct the Respondents to pass appropriate orders on the recommendation proceedings in Lr.Rc.No. 251-B3/2003 dt. -10-2004 of the District Educational Officer, West Godavari District at Eluru, for approval of the selected candidate to the aided

Secondary Grade Assistant Post forthwith, and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner :Mr.G.VIVEKANAND

Counsel for the Respondents : GP FOR SCHOOL EDUCATION

The Court at the stage of admission made the following :

ORDER:

In not taking appropriate action for issuance of appointment order to the Petitioner herein, who was selected by the duly constituted Staff Selection Committee on 17-9-2004 to the aided post of Secondary Grade Assistant in Taylor High School, Narsapur, West Godavari District, as arbitrary and illegal, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned government pleader appearing for the first respondent.

It is brought to the notice of this court that appropriate action has to be taken by the Regional Joint Director for School Education who sought for certain clarification from the 2nd respondent. The petitioner's representation dated 31-03-2005 is pending with the 2nd respondent. Therefore, without entering into the merits of the case, the 2nd respondent is directed to give a clarification sought by the third respondent and thereafter the 3rd respondent is directed to take appropriate action in accordance with rules and regulations in pursuance with the reference to the clarification given by the 2nd respondent.

The writ petition is accordingly disposed of. No costs.

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K.C.BHANU, J.

Dated: 26..04..2005.

rns
To

1 The Secretary,

Government of Andhra Pradesh,

School Education,
Secretariat Buildings, Hyderabad.

2 The Commissioner & Director of School Education,

Andhra Pradesh, Saifabad, Hyderabad.

3 The Regional Joint Director of School Education,

Kakinada, East Godavari District.

4 The District Educational Officer,

West Godavari District, Eluru.

5 The Secretary and Correspondent,

Taylor High School Committee, Narasapur,

6 Two CCs to G.P.for School Education,.

High Court Buildings, High Court of A.P.,

Hyderabad.(OUT)

7 Two CD copies